

the said John hath paid to him the said Thomas the said two steeres & two hundred pounds of porke As to the said One thousand p^ds of tobacco he the said John Dormand hath not paid the same on behalfe of the said Thomas unto the said W^m Pyper in discharge of the said bond of two thousand p^ds of tobacco as aforesaid Nor hath he delivered upp the said bond or caused the same to be delivered upp unto the said Thomas cancelled, but the same one thousand p^ds of tob^o to pay as aforesaid & the said bond to deliver or cause to be delivered upp to the said Thomas cancelled as aforesaid though often thereunto required altogether refuseth, by reason whereof the said Thomas afterwards to witt the thirteenth day of December One thousand six hundred seventy six was by the said W^m Pyper by proces out of his Lord^{sh}ps Provincia^ll Court of this Province caused to be arrested prosecuted & impleaded for the debt aforesaid due upon the bond aforesaid And att a Court held for the same Province the one & twentieth day of ffeb^ry One thousand six hundred seventy seven the said W^m did thereupon obtaine judgem^t for the said penalty of two thousand p^ds of tobacco due by the bond aforesaid with costs of suite ag^t the said Thomas Smith whereupon the said Thomas saith he is the worse & hath damage to the Value of six thousand pounds of tobacco, & thereupon he brings his suite

And the said John Dormand by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the fourteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Ano^oq Doni 1678. came the said Thomas Smith by his Attorney aforesaid & offered himselfe ag^t the said John Dormand in the plea aforesaid, but the said John came not but made default Therefore itt is considered by the Court here that the said Thomas Smith recover ag^t the said John Dormand his damages sustained by occasion of the trespas aforesaid But because itt is not known what damages the said Thomas hath sustained by occasion of the p^rmises Itt is ordered by the Court that a writt of Inquiry of damages issue returnable next Provincia^ll Court

Thomas Notley Esq ^r	}	} These foure actions are agreed.
ag ^t		
James Tyre	}	
Benjamin Rozer Esq ^r		
ag ^t	}	
ffrancis Wyne		
W ^m ffurnace & ux	}	
ag ^t		
Tho: Jones		